

aside or suspended by any interlocutory decree of the court without requiring a deposit of the excess charge or sufficient bond to secure to the parties entitled thereto the repayment, if the commission's order is sustained, of all monies received by the carrier in excess of the rate fixed by the commission, and the court shall determine in each interlocutory decree what practices shall be pursued by the parties pending the litigation in order to make this right of repayment certain and effective.

Section 6.—That in all proceedings arising under this act in which the United States or the Interstate Commerce Commission is a party an appeal from the final decree of the circuit court shall be only to the Supreme Court, and must be taken within thirty days from the entry thereof. No appeal shall operate as a stay or supersedeas of the decree appealed from.

The Situation a Puzzle.
Senator Knox is regarded as most friendly to the interests of the Pennsylvania, though the bill introduced yesterday does not indicate this. It is possible, while it is hard to see how the roads would be protected by the review provisions in his bill, the public has for so long regarded the Pennsylvania Senator as incapable of doing anything which would injure railroad interests that cannot at once take the view that he favors that which would in the remotest degree be injurious.

But Senator Elkins is the most pronounced railroad man in the Senate, with the possible exception of Senator Aldrich, and he opposes the bill. The diametric positions occupied by these two "railroad Senators" render the situation much of a puzzle.

But there is no apparent reason for modifying the statement I made a day or two ago that the bill as finally enacted will contain the essentials of the Knox amendment.

REPORT RATE BILL AS HOUSE PASSED IT

Senate Committee Decided Upon This and Tillman Chosen to Lead the Fight.

(By Associated Press.)
WASHINGTON, February 23.—By a vote of 10 to 5 the Senate committee on Interstate Commerce today reported the Hepburn railroad rate bill without amendment, but the resolution adopted reserves to the members of the committee freedom of action concerning amendments offered in the Senate. By a vote of 5 to 3, Republicans prevailing, Senator Tillman, a Democrat, was given the honor of reporting the bill. This establishes a precedent in that a Republican Senate committee has given to a Democrat control of an important measure passed by a Republican House and endorsed by a Republican President. Senators Cullum and Cram were absent and their votes were recorded only on the main proposition. The resolution follows:

Resolved, That the Interstate Commerce committee report favorably the House bill 12,987, as it passed the House of Representatives, it being understood that members of the committee have a right to vote as they choose on amendments or to offer amendments in the Senate on consideration of the bill.

How the Vote Stood.
Senator Dilliver offered the first part of the resolution and Senator Aldrich made a motion to amend by adding the restrictions concerning amendments. The Aldrich motion prevailed, the affirmative vote being Elkins, Aldrich, Keen, Foraker, Crane, Tillman, Foster and Newlands. The negative vote was given by Cullum, McLaughlin, Cram, Clapp and McLaughlin. After the meeting, however, Senator McLaughlin said that he had intended to vote for the change and a change was made in the committee record, leaving only Dilliver and Clapp for the resolution as offered by Senator Dilliver. The vote for the resolution as amended was as follows:

Affirmative.—Cullum, Dilliver, Tillman, McLaughlin, Cram, Clapp and Newlands.
Negative.—Elkins, Aldrich, Keen, Foraker and Crane.

Senator Aldrich then moved that the bill be reported by Chairman Elkins, but Senators Dilliver and Tillman protested that some friend of the measure should make the report. "Father Elkins," said Senator Dilliver, "Aldrich amended his motion, providing that the report should be made by Senator Tillman."

He stated that the Democratic members furnished the majority of the votes for the bill, and that it was proper to have the minority "father it." This was taken by Senators Dilliver and Clapp as an effort to humiliate them, but they remained silent.

Chairman Elkins suggested that the report should be made by Senator Dilliver, who has been one of the men who helped draft the Hepburn bill and a leader in the fight to prevent the adoption of amendments. Only Senator Clapp supported this suggestion, which had been made informally.

A vote was then had on the question who should report the bill, resulting as follows:

For Senator Tillman—Aldrich, Keen, Foraker, Crane and McLaughlin.
For Senator Dilliver—Elkins, Clapp and Newlands.

Not voting—Dilliver, Tillman and Foster.

Democrats in Control.
Before the session today the result was in doubt. The division of the Republican senators on the question of judicial review of orders of the Interstate Commerce Commission left the Democratic members in absolute control.

It was apparent that if they divided the court review amendment would be carried. The minority members, after vainly trying to get together, finally held a second conference early this morning. The expression at this conference was to report the bill without recommendation of any character, but the agreement was not binding. With that understanding, the Democrats went into the meeting. The minority did not make its position known, and the Hepburn bill was taken up and the "conservative Republican faction" sought to amend the first section. At that juncture Senator

\$17.75, NASHVILLE, TENN., AND RETURN, VIA C. AND O. ROUTE.
For the Students' Volunteer Movement for Foreign Missions, the Students' League and Ohio will sell tickets, Richmond to Nashville, Tenn., and return, at rate of \$17.75, on February 26th, 27th and 28th, with final limit of March 10th, subject to extension by deposit in Nashville to April 10th.

The route through the blue grass region of Kentucky.

TO NASHVILLE, TENN., AND RETURN AT HALF RATES, VIA SOUTHERN RAILWAY.

Special tickets on sale February 26th to 28th. The Students' League Special leaves Richmond 12:30 p. m., February 27th, through "Land of the Sky," without change. Day coaches, Pullmans.

Grand opening of the Grand Union Hotel, North Sixth Street, to-day and Saturday. Japanese tea cup and saucer to purchasers of 25c or more.

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"Berry's for Clothes."

DUNLAP'S SPRING BLOCKS, READY.

Get your hat early—a "Dunlap" will last you all through any season.

USE 'EM

Yes, use 'em! It is what your eyes are for.

Was it Rousseau or Roosevelt who said: "Half the people use only half their power of observation?"

DON'T LET THIS SALE OF SUITS AT \$9.75 ESCAPE YOUR ATTENTION!

One of the salesmen said to this writer (the ad. man) yesterday:—"If these suits don't sell like hot-cakes 'twill be your fault, because there's not a man in Richmond who wouldn't pay \$9.75 for one of these \$18 and \$20 suits if he knew about 'em."

Maybe you didn't see our ad. of yesterday—see where the \$18 and \$20 suits formerly reduced to \$12.75 were now in the sale at \$9.75! Well, it's so.

Berry & Co.
NEWS & BOYS' QUINTERS

Dilliver, leading the force that was opposed to amendments, read a telegram from Senator Cullum, asking that he be recorded against all amendments that were not recommended by the committee unanimously, and to cast his vote for the Hepburn bill as it came from the House.

Senator Dilliver then moved to report the Hepburn bill favorably as it was passed by the House, and said that on that he would demand that Senator Cullum's vote be recorded. This precipitated a lining up on the only important contention, and the Democrats desired time for further consultation.

A recess was taken until 2 P. M. The four minority members present withdrew to Senator Tillman's committee room and then decided to stand as a unit for the Hepburn bill, with the reservation provided in the resolution that was finally adopted.

When the committee re-assembled, Senator Dilliver called for a vote on his motion, which was taken with the result given above.

Will Make Fight.
Senator Tillman, who was designated to report the bill, said after the committee adjourned: "It was unexpected and in some sense an undesired honor and responsibility that was thrust upon me. As far as undesired honor and responsibility that was thrust upon me. As far as I am able, I will endeavor to secure the passage of the bill through the Senate with such amendments as will make it more acceptable to the business interests of the country and remedy the evils which have produced such widespread agitation. The policy is essentially Democratic. The proposed bill has the unanimous support of the Democrats of the House, and I hope that with a few slight amendments it will get the same support in the Senate."

Senator Tillman said that one of the most essential amendments he should endeavor to procure, looks to "the absolute divorce of public carriers, as such, from the production of coal, as miners, which condition of monopoly has created such a strong feeling of dissatisfaction and anger in the bituminous and anthracite coal regions." He has already drafted an amendment covering this point. He said that something else ought to be done to compel the trunk lines to make connection with spurs and feeding lines and give them fair treatment in the distribution of cars and equal facilities with other shippers.

Wants Prompt Action.
Senator Tillman stated that in making the report on the bill he would not prepare a formal analysis for presentation to the Senate, but that the report would simply transmit the action to the Senate together with the synopsis of the text.

He stated that the bill, as it is, has not yet taken into consideration the question of bringing the bill before the Senate, but said that he would press it with the view of having the discussion commenced as soon as convenient and possible.

Will Investigate THE COMBINATIONS

Adopts Tillman-Gillespie Resolution—Commercial Brigandage Worse Than Hold-Ups.

(By Associated Press.)
WASHINGTON, February 23.—Preceded by a debate which indicated no hesitancy, but rather a relish in taking action against alleged railroad combinations, the Tillman-Gillespie resolution was adopted by the Senate today.

The Interstate Commerce Commission to make an immediate inquiry and report regarding all restraints of trade on the part of certain railroads in the handling of coal and oil.

The resolution was not in the form in which it passed the Senate and will go back to that body. The debate occupied an hour and consisted of a succession of speeches in denunciation of alleged practices and an endorsement of the proposed investigation.

Mr. Graves, of Ohio, characterized it as a rebuke to the recent "puerile" report which had been made by certain railroad officials. Mr. Gillespie (Texas) said it had been heard was true, the commercial brigandage of to-day put men in the shade the hold-up men of the frontier days.

Mr. Townsend (Michigan), who presented the resolution from the committee, discussed the condition which, in his opinion, made a necessity. The only note of appreciation was from Mr. Mann (Illinois), who called attention to the law which exempts from prosecution persons who may testify in the inquiry. In this manner, he said, the guilty officials, if any such were found, might be able to escape punishment. It was explained that the resolution in no way changed existing law on this point, and the belief was expressed that in making the inquiry the commission would exercise discretion in letting its information from sources which would not exempt possibly guilty parties.

The House devoted the remainder of the day to minor matters and passed several bills, among which was the famous Mussel Shoals dam bill, which was before the House from the President, who returned it with suggestions from the Secretary of War as to amendments. The bill permits the creation of an immense water power on the Tennessee River in Alabama and has been pending before Congress for several years.

The House adjourned until to-morrow.



CONGRESSMAN J. SPENCER BLACKBURN.

Mr. Blackburn, the only Republican member of Congress from North Carolina, is under various indictments in the Federal Court at Asheville, N. C., for practicing before the department at Washington and receiving fees for his work. He is the first Southern congressman charged with such improper practice. He denies his guilt and has gone to Asheville to demand immediate trial.

MAY PRECIPITATE A BITTER FIGHT

(Continued from First Page.)

objection was made to his suggestion that the bills go to some other committee and they were eventually sent to the Committee for Courts of Justice, of which Judge Mann himself is chairman.

The bill that merely introduces in a separate act one of the amendments in the general Mann bill provides that no license shall be hereafter granted to sell wine, brandy, spirits, malt liquors, or any mixture of them, under section 11, chapter 39, of the acts of 1904, in the cities or towns of the State having less than 10,000 inhabitants within 20 feet of any church or schoolhouse. The first of the two elder bills simply defines pure apple cider to mean the pure juice of apples without any admixture whatever except preservatives not to exceed 25 grains to the gallon.

New Cider Bill.

The second elder bill is entirely new, and in view of certain occurrences within the past two or three years in the State growing out of the sale of alleged impure cider is of the most widespread interest. It is alleged that impure cider is still being manufactured possibly in Richmond itself, and the bill is aimed in that direction. The new Mann bill provides that it shall be unlawful for any corporation, association, partnership, or person to guarantee as pure, any cider which is not pure juice of the fruit, out of which it is made, without any admixture whatever, except preservatives not to exceed twenty-five grains to the gallon, or for any corporation, association, partnership or person to sell any liquors or mixtures, which produce intoxication, under a guarantee that such liquors or mixtures do not come within the provisions of section 11 of chapter 39, of acts of 1904, or to give any guarantee or assurance which have for their intent and purpose the protection and indemnity of persons who purchase for the purpose of sale such liquors or mixtures and who have no license for the sale thereof under the laws of this State.

Any violation of the new act will be regarded as a misdemeanor and punished by a fine of not less than twenty-five nor more than five hundred dollars, and in the discretion of the court by confinement in jail not more than one nor more than six months.

The circuit or corporation court of any county or city wherein such cider, liquid or mixture is sold under guarantee will have jurisdiction to try the guarantor, or guarantors, and where presentment is made in any such court, proper process shall be issued and the case regularly heard and tried.

Pet Measures Left Out.
As the end of the session approaches, the lines are being sharply drawn, and it is becoming hourly more evident that many pet measures will be left untouched, and that even some of the great bills are in danger. Only two weeks remain, and there a half dozen important matters, each of which will provoke a fight.

The bill relating to commissioners of the revenue has not received its first reading in the Senate yet. Here will be a fight. The insurance bill has just taken its place on the Senate calendar. Here will be another fight. Both Mr. Machen, of Alexandria, and Mr. Thomas, of Lynchburg, have primary bills. Both have been reported adversely by the Committee on Privileges and Elections. Both patrons are preparing to make a fight on the floor of the Senate. At midnight last night, after many hours of hard work, the Senate Finance Committee had completed the first year of the appropriation bill.

The second half of the bill still has to be passed upon. The report will simply transfer the fight from the committee room to the floor of the Senate. Influenced somewhat, it is said, by concessions from the primary school forces, the Finance Committee yesterday favorably reported the bill appropriating \$50,000 annually for State aid to high schools. The fight which has been in progress for some time between high schools and normal schools has, as a result of the action of the committee, giving the victory to the former, developed into a battle royal between the normal schools and the State colleges. Here will be another fight for the Senate floor, since certain normal school advocates have announced that they will carry the contest this far. The legislation is only half accomplished. Here will be more fighting. The list might go on. Behind the big measures is the ocean of small bills. All must be done in two weeks. The House is as much bewildered as the Senate.

Reports Rew Crab Bill.
After long hours of work, the Senate Committee on Fish and Game, about 12:15 this morning, favorably reported the Rew crab bill, one of the storm centers. It was a big and high school bill. The vote was 3 to 2, and the chairman did not vote. The struggle is by no means over.

The Richmond pure water bill is dead in the Senate Committee on General Laws.

The final blow was given to it yesterday, when the chairman of many points between this city and Covington appeared in opposition to the measure, which had on a previous day been advocated by Mayor McCarthy and a number of Richmond officials. The opposition was represented yesterday by General Rufus A. Ayres, Hon. J. C. Wyner, and Judge Phelan. The committee passed the bill and will probably not remove it again from the placen hole. If it does it will simply be to render an adverse report. The House committee will hear argument on the bill this morning.

Other committee meetings were held on both sides during the day, members working from early morning until late night. The Senate House Committee is still struggling with the Churchman 2-cent rate bill. A sub-committee was appointed yesterday to give it further consideration. The bill placing water, electric light and gas corporations under the control of the State Corporation Commission was yesterday reported favorably for the second time by the Senate Committee for Courts of Justice, notwithstanding the opposition of concern in Roanoke, Staunton, Portsmouth, Petersburg and other places.

New bills continue to pour into both Houses. The Sale bill for a civil justice, a subject very live in Richmond, created a flutter among the local contingent yesterday.

The Sale bill for a permanent tax commission is important. Mr. Thomas, of Lynchburg, yesterday offered a bill designed to kill one already passed. Some time ago the Senate passed the Shads bill permitting the Virginia Dental Board to require the registration of all dentists practicing in Virginia and the payment of a fee of \$1 each, the money to go into the treasury of the association and to be used for the purposes of that body, one of which is to violate prosecutors of the law. After becoming thoroughly familiar with the provisions of the bill Mr. Thomas attempted to secure a reconsideration, but failed. The bill has offered requires the Dental Board, after the payment of certain specified expenses, to deliver to the State treasurer the remainder of the proceeds from the \$1 registration tax.

"Humpty-Dumpty."
Klaw & Erlanger's production of the great Drury Lane spectacle, "Humpty Dumpty," which has been a sensation in New York and London, will be seen at the Academy all next week, beginning Monday.

It is of such an intricate nature that the stage artists, who are in the main presented have to be completely remodeled in order to properly exploit all its effects. The company contains 300 artists, and the scenery, costumes and electrical and mechanical devices fill six 60-foot baggage-cars.

"Humpty Dumpty" is admittedly one of the greatest indoor entertainments of the world, and its scale is one of such elaborate splendor as to baffle all description. The production cost over \$125,000 and its many scenes are of the most wonderful character. Those under the sea, in which a submarine island is shown and a marvelous coral city is represented, are strikingly the bewildering spectacles which surpasses in its fancy and splendor the most imaginative fairy tales. Yet all the gorgeous scenes are merely the frame-work for an performance full of fun and jollity from beginning to end. "Humpty Dumpty," as the name might imply, is not a pantomime, but a performance with sparkling dialogue, songs and novel specialties throughout. There will be matinees Wednesday and Saturday. The curtain will rise on night work at 8 o'clock promptly and at 2:15 at matinees.

Bits of News From the Theatre.
At the Academy this afternoon and tonight "Under Southern Skies" will be the attraction. This play is well known here and is a favorite with all classes of theatre-goers. Miss Grace George presented it several seasons ago and then launched it upon a prosperous career on the road with a capable company in the east.

Lottie Williams is going to display a new comedy drama at the Bijou next week. It is entitled "The Shop-Girl." Her new play is aptly entitled "My Tom-Boy Girl" and is said to fit Miss Williams' art of making a good laugh out of a bit of nonsense.

"Humpty Dumpty" is going to do a big business next week. If box-office advance sales are any indication. The sale has been a task and the demand for seats equals that for "Ben Hur," which at that time was thought to be a record without a chance of breaking.

Dr. Fair Guest of Dr. Gordon.
Dr. J. Y. Fair, who will reach the city today, will be a guest of Dr. W. S. Gordon, 60 East George Street.

A GUARANTEED CURE FOR PILES.
Itching, Blind, Bleeding or Protruding Piles. Your druggist will refund money if PAZO OINTMENT fails to cure you in 4 to 14 days. No

POLITICIANS ENJOY THE COUNTY CHAIRMAN

Many "Bosses" Applaud the Wire-Pulling of Mr. Maklyn Arbuckle.

Mr. Maklyn Arbuckle in "The County Chairman," again delighted a small audience at the Academy last night, which made up in enthusiasm what it lacked in point of numbers.

In the House were a number of politicians, ex-Governors, Corporation Commissioners, senators, representatives, Councilmen, Aldermen, constables and other political notables, who enjoyed the picture of "practical politics" to the top of their bent.

Some one once asked the late Mr. Joseph Jefferson, in what play he had made his greatest hit. He replied: "In 'The Ticket of Leave Man,' when I played it to an audience entirely composed of convicts in Australia."

Comparisons are odious, but Mr. Arbuckle might well say that something of his success lies in the fact that many of his audience were not unlearned in the practical story of the delightful political play.

Mr. Arbuckle is clever and the company that surrounds him is well balanced and capable. It deserved a better financial reception, for it asked for fish and got but a serpent, and not a very large one at that.

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When It Was Dark;

Lincoln Steffen's Letter, Tales of Texas Sheriff.

Many Special Features, All Regular Departments and ALL THE WORLD'S NEWS IN THE

Sunday Times-Dispatch



JOHANN HOCH.

The confessed bigamist and alleged wife murderer, who was hanged in Chicago yesterday.

SEES NO DANGER, SAYS ROCKHILL

(Continued from First Page.)

Comerford presented it to the court and again asked for an appeal.

"Under the circumstances, I don't think you have any right to appeal," said Judge Landis.

"Any citizen has the right to appeal," said Attorney Maher.

"In view of the fact that this matter was delayed until within an hour of the execution, I don't think so," replied the court.

The attorneys again urged him to grant the appeal and the court directed them to prepare their record and bring it in. At 10 o'clock, however, they hurried to the jail, where he arrived just as the death march was about to begin. He asked that proceedings be further delayed, but the request was denied by Deputy Sheriff Peters after a talk with Judge Landis over the telephone.

When he then went to Hoch's cell with six guards.

"Johann, your time has come," he said. Hoch had advanced to meet the party and said calmly: "I am ready, Mr. Whitman."

He Says Good-Bye.
At 1:32 o'clock Hoch stepped on the drop, beneath the cross beams. His face was pale, but his manner was composed and his courage unsurpassed. He stood erect, his hands close together, his shoulders back, and his gaze directed over the head of the crowd on the far end of the corridor.

The Rev. J. R. Burkland, who was reciting the prayers for the dying as the procession approached the scaffold, continued them while Hoch was preparing for execution. Deputy Sheriff Peters spoke to Hoch, asking him to move backward, but he was not securely on the drop. Hoch glanced down at his feet, moved quickly to the rear and again resumed his military attitude.

As soon as the voice of the clergy had ceased, Hoch spoke up in strong, clear tones, and with a pronounced German accent, saying:

"Father, forgive them; they know not what they do. I must die an innocent man. Good-bye."

He hit off the last two words in a crisp, incisive fashion, and just as soon as he had uttered them the drop fell.

Dr. McNamara, a county physician, was at Hoch's side the instant he fell, and declared that death had been instantaneous, the neck having been broken.

Fought to the Last
While the execution of Hoch was in progress, Attorney Edward Maher was still making desperate efforts to induce Judge Landis to sign an appeal and grant Hoch a supersedeas until his application for a writ of habeas corpus could be tested by the Federal Supreme Court. Judge Landis repeatedly declined to grant an appeal.

Federal Affairs.
(From Our Regular Correspondent.)
WASHINGTON, D. C., February 23.—Mr. Lewis H. Strother, twenty-eight years of age, was relieved from duty at the Virginia Military Institute, Lexington, Va., to take effect July 1st, and will join his regiment.

Rural carriers appointed for North Carolina routes: Durham, route 2, Julius A. Barber, carrier; Jackson, H. Barber, sub; Woodland, route 1, Hugh C. Griffin, carrier; Jas. I. Griffin, sub.

Missionaries From Japan.
Rev. C. E. Cowman and wife of Tokyo, Japan, who are engaged in mission work in that city, has written to Mr. C. H. Goode, of the West End Baptist Church, No. 72 West Cary Street, that they will arrive in Richmond Friday, March 23, and be in the convention held at the mission March 24th, 25th and 26th. Mr. and Mrs. Cowman have been in England for three months in the interest of the Japan mission and the evangelization of Korea.

Three services will be held in the West End mission to-morrow, at 11 A. M., at 3:30 and at 8 P. M.

There will be a meeting to-night from 7 to 12 o'clock in the Franklin Street Mission, rescued by force and fraud, and is slowly recovering from a three-months' spell of sickness.

The Clowes Investigation.
During a session last night a little over two hours yesterday afternoon the Senate committee investigating the Clowes investigation examined two witnesses and heard a portion of the testimony of a third, but in view of the short sessions of the committee it is doubtful if the examination of all the remaining witnesses can be completed to-day.

MRS. ROBERT WINSTON.

A Former Well-Known Beauty Succumbs After Short Illness.

(Special to The Times-Dispatch.)

LOUISA, VA., February 23.—Mrs. Robert Winston, wife of Mr. Robert Winston, a gallant old Confederate soldier, died at her home near Yanceville, Louisa county, last night at 10 o'clock. She was in the fifty-fifth year of her age.

Mrs. Winston, as Miss Sallie Bullock, daughter of the late Granville Bullock and Caroline Winston, his wife, was before her marriage considered the beauty of the county.

She married when quite young Mr. Robert Winston, of Hanover county, who survives her, with five children, Mrs. Willie Goodwin, Mrs. Claude Powell, Miss Nora Winston and Masters Meade and Robert Winston.

Mr. Winston is a brother to Mrs. Annie Hartwell and uncle to Mrs. John T. Goddin, both of Richmond.

Mrs. Winston had been in poor health for some years, but was ill only a few days before her death, the immediate cause being bronchial pneumonia.

She will be buried to-morrow at 2 P. M